

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 SHIRELLE S. AHEARN,

11 Plaintiff,

12 v.

13 MICHAEL J. ASTRUE, Commissioner of
the Social Security Administration,

14 Defendant.
15

CASE NO. 11-cv-05337 JRC

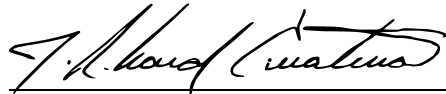
ORDER ON STIPULATION FOR
EQUAL ACCESS TO JUSTICE ACT
FEES AND EXPENSES

16 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local
17 Magistrate Judge Rule MJR 13. (See also Notice of Initial Assignment to a U.S. Magistrate
18 Judge and Consent Form, ECF No. 5; Consent to Proceed Before a United States Magistrate
19 Judge, ECF No. 8). This matter is before the Court on plaintiff's Stipulation for EAJA Fees &
20 Expenses (see ECF No. 27).

21 Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (hereinafter "EAJA"), the
22 Stipulation of the parties, and plaintiff's Petition for Award of Attorney's Fees & Expenses
23 Pursuant to the Equal Access to Justice Act 28 USC § 2412 & Supporting Affidavit (ECF No.
24

27, Attachment 1), it is hereby ORDERED that EAJA attorney's fees of \$4,406.40 and expenses in the amount of \$19.68, shall be awarded to plaintiff pursuant to the EAJA and consistent with Astrue v. Ratliff, 130 S.Ct. 2521, 2524, 2010 U.S. LEXIS 4763 at ***6-***7 (2010). Defendant shall contact the Department of Treasury after the Order for EAJA fees and expenses is entered in order to determine whether or not the EAJA award is subject to any offset. If it is determined that plaintiff's EAJA award is not subject to any offset allowed under the Department of the Treasury's Offset Program, then the check for EAJA fees and expenses shall be made payable to Rosemary B. Schurman, Esq. based on plaintiff's assignment of these amounts to plaintiff's attorney. Any check for EAJA fees and expenses shall be mailed to plaintiff's counsel, Rosemary B. Schurman, Esq. at 8123 NE 115th Way, Kirkland, WA 98034.

Dated this 6th day of February, 2012.



J. Richard Creatura
United States Magistrate Judge